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**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

| | | |
|---|---|---|
| <p>SANTA CLARA VALLEY HOUSING HOUSING GROUP, INC., et al.,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>UNITED STATES OF AMERICA,</p> <p style="text-align: center;">Defendant.</p> | <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> | <p>CASE NO. 05:08-5097-JW</p> <p>STIPULATION TO EXTEND TIME TO RESPOND TO COMPLAINT</p> |
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In accordance with Civil L.R. 6-1(a), the parties jointly agree to an extension of sixty (60) days up to and including March 16, 2009 in which to permit the United States to respond to the Complaint for the reasons stated below:

1. This income tax refund action was filed by plaintiffs Santa Clara Valley Housing Group, Inc. and Kristen M. Bowes against the United States of America on November 7, 2008. A copy of the Summons and Complaint was served on the United States Attorney for the Northern

1 District of California on November 14, 2008.

2 2. Since under Fed. R. Civ. P. 12(a), the United States has sixty (60) days from the date
3 of service on the United State Attorney's Office to respond to the Complaint, the United States'
4 Answer or other responsive pleading is currently due to be filed by January 13, 2009.

5 3. The parties agree to a sixty (60) day extension of the time in which the United States
6 has to respond to the Complaint so that counsel for the United States can confer with the Internal
7 Revenue Service and have sufficient time to obtain and review the IRS's administrative files in this
8 matter.

9 DATED: January 6, 2009.

10 HOCHMAN, SALKIN, RETTIG, TOSCHER & PEREZ,
P.C.

11 /s/ Sharyn M. Fisk
12 CHARLES P. RETTIG
13 STEVEN TOSCHER
14 AVRAM SALKIN
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17 DATED: January 6, 2009.

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